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9  
10 **Attorneys for Plaintiff**  
11 **Garden City Boxing Club, Inc.**

12  
13 **UNITED STATES DISTRICT COURT**  
14 **EASTERN DISTRICT OF CALIFORNIA**

15  
16 **Garden City Boxing Club, Inc.,**

17  
18 **Plaintiff,**

19  
20 **vs.**  
21 **Hai Phuc Nguyen, et al.**

22  
23 **Defendants.**

24  
25 **CASE NO. 05-cv-00384 WBS JFM**

26  
27 **STIPULATION OF DISMISSAL**

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29  
30 **IT IS HEREBY STIPULATED** by and between Plaintiff Garden City Boxing Club, Inc. and  
31 Defendant Hai Phuc Nguyen, individually and d/b/a River City Restaurant Sports Bar VIP Club a/k/a  
32 River Sin City Sports Bar Restaurant Club, that Defendant Hai Phuc Nguyen is hereby dismissed **without**  
33 **prejudice** from the above-entitled action.

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1 This dismissal is made pursuant to FRCP 41(a). Each Party shall bear its own costs.  
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4  
5

6 Dated: June 7, 2005

*/s/ Thomas P. Riley*

7 **LAW OFFICES OF THOMAS P. RILEY, P.C.**  
8 By: Thomas P. Riley  
9 Attorneys for Plaintiff  
10 GARDEN CITY BOXING CLUB, INC.

11 Dated:

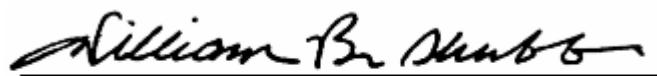
*/s/ Bruce Kerr*

12 **KERR LAW GROUP**  
13 By: Bruce Kerr, Esquire  
14 Attorneys for Defendant  
15 Hai Phuc Nguyen

16 **IT IS SO ORDERED:**

17 **Dated:**

18 **July 5, 2005**

19   
20 **WILLIAM B. SHUBB**

21 **UNITED STATES DISTRICT JUDGE**

22 **///**

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**PROOF OF SERVICE (BY FAX & FIRST CLASS MAIL)**

I declare that:

I am employed in the County of Los Angeles, California. I am over the age of eighteen years and not a party to the within cause; my business address is One California Plaza, 300 South Grand Avenue, Suite 2670, Los Angeles, California 90071. I am readily familiar with this law firm's practice for collection and processing of correspondence/documents for mail in the ordinary course of business.

On July 1, 2005, I served:

## **STIPULATION OF DISMISSAL**

On all parties in said cause by transmitting a true copy thereof by Facsimile and by enclosing a true copy thereof in a sealed envelope with postage prepaid and following ordinary business practices, said envelope was duly mailed and addressed to:

Mr. Bruce Kerr, Esquire  
KERR LAW GROUP  
2240 Douglas Blvd., Suite 290  
Roseville, CA 95661

Attorneys for Defendant

I declare under the penalty of perjury pursuant to the laws of the United States that the foregoing is true and correct and that this declaration was executed on July 1, 2005, at Los Angeles, California.

Dated: July 1, 2005

/s/ Inesa Mamidjanyan  
INESA MAMIDJANYAN